

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: CHRISTOPHER R. BYRNE ART UNIT: 3714

SERIAL NO.: 10/688,509

EXAMINER: M. J. THOMASSON

FILED: OCTOBER 17, 2003

CONFIRMATION NO.: 1984

TITLE: METHOD FOR PLAYING A GAMBLING GAME

APPLICANT'S SUMMARY OF TELEPHONIC INTERVIEW
WITH THE EXAMINER

Mail Stop Non-Fee Amendments (Pats.)
Hon. Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On January 25, 2007, in response to receiving the third Office Action, dated January 22, 2007, Applicant's undersigned Attorney-of-record telephoned the Examiner to briefly discuss the merits of the third Office Action and, in particular, the applicability of Jones *et al.*, U.S. Patent No. 5,377,973, as "prior art" against the claims of the instant Applicant. The substance of the telephonic interview conducted with the Examiner pertained to the applicability of FIG. 3 of Jones *et al.* against Applicant's claims. It was agreed as between the Examiner and Applicant's Attorney that Applicant would present his arguments in writing to the application of the foregoing patent as a prior art reference

and that the Examiner would consider Applicant's comments and, if so desired, would be agreeable toward granting Applicant's counsel a personal interview to further discuss the merits of Applicant's stated position, which is presented in Applicant's concurrently-filed *Amendment in Response to the Third Office Action*.

Respectfully submitted,

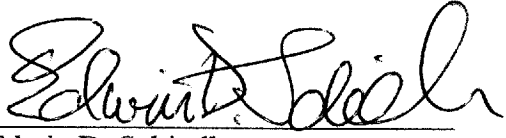
CHRISTOPHER R. BYRNE

PTO Customer No. 60333

Five Hirsch Avenue
P. O. Box 966
Coram, New York 11727-0966

(631)474-5373

February 21, 2007

By 
Edwin D. Schindler
Attorney for Applicant
Reg. No. 31,459